

THE HONORABLE JAMES L. ROBART

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICROSOFT CORPORATION,  
Plaintiff,  
vs.  
MOTOROLA, INC., et al.,  
Defendants.  
MOTOROLA MOBILITY LLC, et al.,  
Plaintiffs,  
vs.  
MICROSOFT CORPORATION,  
Defendants.

Case No. C10-1823-JLR

DECLARATION OF CHRISTOPHER  
WION IN SUPPORT OF  
MICROSOFT'S REPLY IN SUPPORT  
OF ITS MOTION FOR PARTIAL  
SUMMARY JUDGMENT OF BREACH  
OF CONTRACT AND SUMMARY  
JUDGMENT ON MOTOROLA'S  
THIRD, FOURTH, FIFTH, SEVENTH,  
EIGHTH, AND NINTH AFFIRMATIVE  
DEFENSES AND SECOND  
COUNTERCLAIM

I, Christopher Wion, hereby declare as follows:

1. I am an attorney at the law firm of Calfo Harrigan Leyh & Eakes LLP, one of the law firms representing Microsoft Corporation ("Microsoft") in the above-captioned matter, and have personal knowledge of the facts stated herein.
2. Attached hereto as Exhibit 1 is a true and correct copy of a letter dated July 1, 2013 sent by Counsel for Motorola Mobility to Counsel for Microsoft Deutschland GmbH.

DATED this 17<sup>th</sup> day of July, 2013 in Seattle, Washington.

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**CERTIFICATE OF SERVICE**

I, Florine Fujita, swear under penalty of perjury under the laws of the State of Washington to the following:

1. I am over the age of 21 and not a party to this action.
2. On the 17th day of July, 2013, I caused the preceding document to be served on counsel of record in the following manner:

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DATED this 17th day of July, 2013.

s/ Florine Fujita

FLORINE FUJITA